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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Roger R. Lesieur et al

Docket No.: C-2373 Cont.

Serial No.: 10/042,056

Group: 1764

Filed: January 10, 2002

Examiner: N. Norton

For: "Method for Desulfurizing Gasoline or Diesel Fuel for Use in a Fuel Cell Power Plant"

**RESPONSE A**

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

This is responsive to the Office Action dated April 8, 2003. Claims 1-11 and 20-25 have been submitted for examination.

Claims 1-8 and 20-25 stand rejected as being obvious over Setzer et al. Claims 9-11 stand rejected as being obvious over Setzer et al in view of Alexander et al.

Claims 1, 2, 4-11, and 20-25 have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over the subject matter of Claims 1-18 of co-pending applications Nos. 09/512,035 and 10/076,670.

Claims 1, 2, 4-8, and 21-23 have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over the subject matter of Claims 1-3 of U.S. Patent No. 6,454,935

Claims 1-11 and 20-25 stand rejected under 35, USC 101 as claiming the same invention as that of Claims 1-11 and 20-25 of co-pending application No. 10/076,669.

Claim 3 stands objected to due to a misspelling of the word "desulfurizing".

The abstract has been objected to because it is greater than 150 words.